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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 2998	
Applicant(s): HOFMANN, A., ET AL				
Application No. 10/511,285	Filing Date 04/02/2003	Examiner	Group Art Unit	
Invention: SYSTEM COMPRISING A TOOL RETAINER			RECEIVED CENTRAL FAX CENTER JUL 31 2007	
<p>I hereby certify that this <u>RENEWED PETITION, SUPPORTING DOCUMENTS</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273 2300</u>) on <u>07/31/2007</u> (Date)</p> <p><u>MICHAEL J. STRIKER</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>[Signature]</u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>				

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International Division

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UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

Group:

Attorney Docket #.: 2998

In re:

Applicant(s): HOFMANN, A., et al

Serial No.: 10/511,285

Filed: 04/02/2003

RENEWED PETITIONS UNDER 37 CFR 1.137(B) AND 37 CFR 1.47(A)

July 31, 2007

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231Office of PCT Legal Administration
Attention: Bryan Lin
Stefan StaicoviciRECEIVED
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Legal Staff
International Division

Reference is made to the Decision on Renewed Petitions dated July 23, 2007.

As to the Renewed Petition under 37 CFR 1.47(a), the Examiners have indicated that the correct Petition fee has been paid under 37 CFR 1.17(g) and a statement of the last known address of the legal representative of the deceased inventor has been submitted.

It has been indicated that applicants have filed a Declaration executed by the other cooperating inventors with an unsigned signature block for the deceased inventor, and setting forth the legal representative's name, address and citizenship.

Additionally, the Examiner has indicated that the Petition adequately demonstrates that a bona fide attempt was made to present a copy of the application papers to Heckmann for signature.

It has been noted that if Petitioner can establish that the letter to Heckmann dated October 17, 2005 was either personally received by Mrs. Heckmann or that she resided at the delivery address at the time the correspondence was delivered, then Mrs. Heckmann's failure to respond to the letter would constitute a constructive refusal to sign.

Applicant has previously submitted a copy of the FedEx shipping label, but this does not demonstrate that the letter was delivered to Mrs. Heckmann.

Applicant now submits herewith a FedEx shipment delivery confirmation dated June 15, 2007 indicating the recipient as Mrs. Markus Heckmann and indicating her correct address. Applicant further submits herewith another FedEx delivery confirmation dated September 7, 2006 [the deceased Inventor was also named in other U.S. applications notably Serial No. 10/564,668 in which Rule 47 status was obtained].

Thus, it will be seen that Mrs. Heckmann resided at the address of record on June 15, 2007 and September 7, 2006.

The address of Mrs. Heckmann as indicated in the above mentioned FedEx delivery receipts is the same address set forth in the executed statement of Mrs. Heckmann dated September 19, 2005.

Thus, it can be reasonably assumed that Mrs. Heckmann resided at the address of record during October 2005 when the FedEx communication was delivered to her.

Thus, it is apparent that there has been a refusal by Mrs. Heckmann to execute the application papers or any other documents which were sent to her.

On this basis it is believed that the requirements of 37 CFR 47 have been met.

Since the requirements of 37 CFR 1.47 have now been met it is believed that the Renewed Petition under 37 CFR 1.137(b) should be accepted because the acceptance of a grantable Petition under 37 CFR 1.47(a) for acceptance of the Declaration without the legal representative's signature has now been met.

Since a grantable Petition under 37 CFR 1.47(a) has now been filed, favorable consideration of the Renewed Petition under 37 CFR 1.137(b) should be granted.

Respectfully submitted,



Michael J. Striker
Attorney for Applicant
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103 East Neck Road
Huntington, New York 11743

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JUL 31 2007

From: TrackingUpdates@fedex.com
Sent: Monday, September 11, 2006 12:33 PM
To: striker@strikerlaw.com
Subject: FedEx Shipment 791545553397 Delivered

Our records indicate that the following shipment has been delivered:

Tracking number:	791545553397
Ship (P/U) date:	Sep 7, 2006
Delivery date:	Sep 11, 2006 10:54 AM
Sign for by:	.BURFEIND
Delivered to:	Receptionist/Front Desk
Service type:	FedEx International Priority
Packaging type:	FedEx Envelope
Number of pieces:	1
Weight:	1.4 LB

Shipper Information
M JS
STRIKER STRIKER STENBY
103 EAST NECK RD
HUNTINGTON
NY
US
11743

Recipient Information
MRS. MARKUS HECKMANN
JOH.-SEB.-BACH-STR. 34
LEINFELDEN-ECHTERDINGEN
DE
70771

Special handling/Services:
Deliver Weekday

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 11:32 AM CDT on 09/11/2006.

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All weights are estimated.

To track the latest status of your shipment, click on the tracking number above, or visit us at fedex.com.

This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the requestor and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and fedex.com's terms of use, go to fedex.com.

Thank you for your business.

MJS

From: TrackingUpdates@fedex.com
Sent: Friday, June 15, 2007 10:57 AM
To: striker@strikerlaw.com
Subject: FedEx Shipment 798695982157 Delivered

This tracking update has been requested by:

Company Name: Striker Striker & Stenby

Name: m js

E-mail: striker@strikerlaw.com

Our records indicate that the following shipment has been delivered:

Tracking number:	798695982157
Ship (P/U) date:	Jun 13, 2007
Delivery date:	Jun 15, 2007 9:51 AM
Sign for by:	.HECKMANN
Delivered to:	Receptionist/Front Desk
Service type:	FedEx International Priority
Packaging type:	FedEx Envelope
Number of pieces:	1
Weight:	0.70 lb.

Shipper Information
M JS
STRIKER STRIKER STENBY
103 EAST NECK RD
HUNTINGTON
NY
US
11743

Recipient Information
MRS. MARKUS HECKMANN
JOH.-SEB.-BACH-STR. 34
LEINFELDEN-ECHTERDINGEN
DE
70771

Special handling/Services:
Deliver Weekday

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Thank you for your business.

7/26/2007